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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Linda S. Terrell

Examiner: Andrea M. Valenti

Serial No: 10/683,681

Art Unit: 3643

Filed: 10/14/2003

For: CONTAINER GARDEN

PROPOSED AMENDMENT AND RESPONSE AFTER FINAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to a Final Office Action dated August 25, 2004 whereon a three (3) month shortened statutory time period for response expired on November 25, 2004, applicant in the above-entitled case here Proposes to Amend and Respond as follows:

In the Claims:

1.(Currently Amended) A container garden comprising, a container having a bottom and upstanding side wall and is arranged to receive a lid fitted thereover, a sack formed from a flexible cloth mesh material that is open at one end to receive a mixture of a growth medium and selected seed and is closed at said end into a pouch of a size [for fitting] to fit in and essentially [filling] fill said container and be easily removable therefrom for repositioning in the container and for use as a cat toy.

2. (Currently Amended) The container garden as recited in Claim 1, wherein the sack is